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Commissioner for Patents  
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Richard J. Colden  
Attorney for Applicant

Date: 21 November 2003

Application No. : 10/618,908  
Applicant : Weyant et al.  
Filed : 14 July 2003  
Title : WALE AND RETAINING WALL SYSTEM  
  
TC/A.U. : 3673  
Examiner : Not yet assigned  
  
Atty. Docket No. : DB001016-002  
Customer No. : 24122

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### TRANSMITTAL

Enclosed for filing in the above-captioned application, please find the following:

- An Information Disclosure Statement;
- Form PTO/SB/08A and a copy of seven (7) references; and
- A copy of the International Search Report for related case PCT/US03/21876.

Also enclosed is a return postcard. Please date stamp and mail the postcard in order to acknowledge receipt of the above-reference correspondence. The Commissioner is hereby authorized to charge any underpayment or credit any overpayment to our Deposit Account No. 20-0888. A duplicate copy of this transmittal is enclosed.

Respectfully submitted,

Richard J. Colden  
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Thorp Reed & Armstrong, LLP  
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301 Grant Street  
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Dated: 21 November 2003

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Richard J. Collier  
Attorney for Applicant

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To: Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### Information Disclosure Statement

Sir:

Pursuant to the provisions of 37 CFR §§1.56 and 1.97-98, enclosed herewith is:

Form PTO/SB/08A  
 Form PTO/SB/08B

listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is "prior art" to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability as defined in 37 CFR §1.56, or that no other material information exists, and shall not be construed as an admission against applicant(s) interest in any manner.

Application No.: 10/618,908  
Dated: 21 November 2003  
Information Disclosure Statement

The Information Disclosure Statement submitted herewith is being filed pursuant to:

37 C.F.R. §1.97(b)(1); no fee is required;

OR

37 C.F.R. §1.97(b)(2); no fee is required;

OR

37 C.F.R. §1.97(b)(3); no fee is required;

OR

37 C.F.R. §1.97(b)(4); no fee is required;

OR

37 C.F.R. §1.97(c);

AND either

The fee set forth in §1.17(p) is attached; OR

Applicant certifies pursuant to 37 CFR §1.97(e) that:

each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR

no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item contained in the Information Disclosure Statement was known to any individual designated under 37 CFR §1.56(c) more than three months prior to the filing of this statement;

OR

Application No.: 10/618,908  
Dated: 21 November 2003  
Information Disclosure Statement

37 C.F.R. §1.97(d); the fee set forth in §1.17(p) is attached,  
AND

each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR

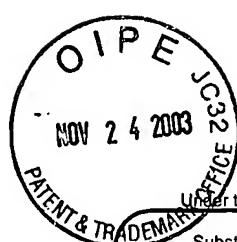
no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item contained in the Information Disclosure Statement was known to any individual designated under 37 CFR §1.56(c) more than three months prior to the filing of this Statement.

A copy of an International Search Report for related application serial number PCT/US03/21876 is enclosed. Applicants respectfully request that the listed references be considered by the Examiner, and that the Examiner acknowledge consideration of these references by initialing and returning a copy of the attached form(s) with the next Official Action.

Respectfully submitted,

Dated: 21 November 2003

Richard J. Cokren  
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PTO/SB/08A (08-03)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Substitute for form 1449/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

**(Use as many sheets as necessary)**

Sheet 1 of 1

**Complete if Known**

Application Number	10/618,908
Filing Date	14 July 2003
First Named Inventor	Weyant et al.
Art Unit	3673
Examiner Name	Not yet assigned

Attorney Docket Number DB001016-002

**U. S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)			
		GB 2 356 884 A	06-06-2001	Keller Limited	
		GB 2 278 902 A	12-14-1994	Millfield Ent.	
		DE 31 45 153 A1	06-30-1983	Rochling Haren	

Examiner Signature		Date Considered	
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<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>2</sup>Applicant's unique citation designation number (optional). <sup>3</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.